



FORMALITIES LETTER



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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

file:///c:/APPS/preexam/correspondence/3.htm

*sector*

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/519,441	03/03/2000	Jason C. Fan	M-8564US

Brian D Ogonowsky  
Skjerven Morrill MacPherson Franklin & Friel LLP  
25 Metro Drive  
Suite 700  
San Jose, CA 95110-1349

Date Mailed: 05/10/2000

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 820.**

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***A copy of this notice MUST be returned with the reply.***

*Sharon T. G*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**

07/14/2000 CVORACHA 00000109 192386 09519441

01 FC:201 345.00 CH  
02 FC:205 65.00 CH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jason C. Fan, Prasad P. Jogalekar, and Vinay K. Bannai  
Assignee: LUMINOUS NETWORKS, INC.  
Title: ROUTING SWITCH DETECTING CHANGE IN SESSION  
IDENTIFIER BEFORE RECONFIGURING ROUTING TABLE  
Serial No.: 09/519,441 Filed: March 3, 2000  
Docket No.: M-8564 US

**BOX MISSING PARTS**

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D. C. 20231

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(F) & 1.27(C)) -- SMALL BUSINESS CONCERN**

Dear Sir:

I declare that I am an official empowered to act on behalf of the concern identified above as assignee.

Exclusive rights to the above invention as described in

- ☐ the specification filed herewith,  
☒ U.S. patent application Serial No. 09/519,441, filed March 3, 2000

have been conveyed to and remain with the above concern.

For purposes of paying reduced fees under Section 41 of Title 35 of the United States Code with regard to this invention, I declare that the above concern qualifies as a small business concern as defined in 37 CFR 1.9(d) and 13 CFR 121, and more particularly 13 CFR 121.802, namely, (a) the concern's number of employees, including those of its affiliates, does not exceed 500 persons, and (b) the concern has not assigned, granted, conveyed, or licensed, and is under no obligation to assign, grant, convey, or license, any rights in the invention to any person who made it and could not be classified as an independent inventor under 37 CFR 1.9(c), or to any concern which would not qualify as a nonprofit organization under 37 CFR 1.9(e) or a small business concern under 37 CFR 121.802.

LAW OFFICES OF  
SKJERVEN, MORRILL,  
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& FRIEL LLP

25 METRO DRIVE  
SUITE 700  
SAN JOSE, CA 95110  
(408) 453-9200  
FAX (408) 453-7979

I acknowledge my duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate per 37 CFR 1.28(b).

I declare that all statements made herein of my own knowledge are true, all statements made herein on information and belief are believed to be true, and all statements made herein are made with the knowledge that whoever, in any matter within the jurisdiction of the Patent and Trademark Office, knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be subject to the penalties including fine or imprisonment or both as set forth under 18 U.S.C. 1001, and that violations of this paragraph may jeopardize the validity of the application or this document, or the validity or enforceability of any patent, trademark registration, or certificate resulting therefrom.

Signature: Robert F. Kalman Date: 6/30/00

Official's Name: Robert F. Kalman

Official's Title: Director, Systems Engineering

Concern's Name: Luminous Networks, Inc.

Concern's Address: 10460 Bubb Road  
Cupertino, CA 95014

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*[Handwritten signature]*

Applicant(s): Fan, Jason C.; Jogalekar, Prasad P.; and Bannai, Vinay K.  
Assignee: Luminous Networks, Inc.  
Title: ROUTING SWITCH DETECTING CHANGE IN SESSION IDENTIFIER BEFORE RECONFIGURING ROUTING TABLE  
Serial No.: 09/519,441 Filed: 3/3/00  
Examiner: Unknown Group Art Unit: Unknown  
Docket No.: M-8564 US

San Jose, California

BOX MISSING PARTS  
COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
APPLICATION - FILING DATE GRANTED**

Dear Sir:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted" mailed by the United States Patent and Trademark Office on May 10, 2000, the following documents are enclosed to complete the filing of the above-identified patent application:

1. A declaration signed by the inventors in compliance with 37 CFR 1.63;
2. A verified statement claiming small entity status; and
3. Copy of Notice to File Missing Parts of Application - Filing Date Granted.

The United States Patent and Trademark Office is hereby authorized to charge the following fees to Deposit Account No. 19-2386

- |  |           |
|--|-----------|
| 1. Surcharge for filing declaration on a date later than the filing date of the application. | \$65.00   |
| 2. Statutory basic filing fee.   | \$345.00  |
| 3. TOTAL FEES:   | \$ 410.00 |

The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account No. 19-2386.

It is hereby respectfully submitted that the enclosed documents complete the filing of the above patent application and justify the filing date of March 3, 2000. Please telephone the undersigned at (408) 453-9200, if there are any questions. This form is being submitted in duplicate.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on 7/7, 2000.

B. D. Ogonowsky  
Attorney for Applicant(s)

7/7/00  
Date of Signature

Respectfully submitted,

B. D. Ogonowsky

Brian D. Ogonowsky  
Attorney for Applicant(s)  
Reg. No. 31,988

